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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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SCHWEGMAN, LUNDBERG & WOESSNER/SAP
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MINNEAPOLIS, MN 55402

EXAMINER

BOYCE, ANDRE D

ART UNIT	PAPER NUMBER
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3623

NOTIFICATION DATE	DELIVERY MODE
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12/17/2010

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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Office Action Summary	Application No. 10/623,705	Applicant(s) SCHWAN ET AL.	
	Examiner Andre Boyce	Art Unit 3623	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 01 September 2010.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-28 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-28 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 9/1/10 has been entered.
2. Claims 1-12, 14-22, 24-26 and 28 have been amended. Claims 1-28 are pending.

Claim Rejections - 35 USC § 112

3. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
4. Claims 1-28 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 1 and 15 recite the limitation "the provision of the first validity indication." There is insufficient antecedent basis for this limitation in the claim. Claims 2-14 and 16-28 are similarly rejected as dependent claims.

Claim Rejections - 35 USC § 102

5. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
6. Claims 1-28 are rejected under 35 U.S.C. 102(e) as being anticipated by Matheson (USPN 6,944,514).

As per claim 1, Matheson discloses a computer-implemented method to manage a change to a product structure (i.e., innovation information management, including an engineering change, column 5, lines 9-25), the method comprising: defining, at a computer a change order comprising instructions to implement the change to the product structure (i.e., product requirements 120, column 5, lines 26-30); the change order requiring a first validity indication and a second validity indication (i.e., requirements from many sources, e.g., design, marketing, customers, engineering, manufacturing, regulation, etc., column 5, lines 26-30), the first validity indication associated with a first organizational structure having a first organizational view allowed to access a first set of data stored according to the product data structure (i.e., regulatory constraints 160, as defined by the industry which are represented by associated product requirements 120, column 5, lines 39-43 and 61-65), and the second validity indication associated with a second organizational structure having a second organizational view allowed to access a second set of data stored according to the product data structure, the second set of data being different from the first set of data (i.e., product requirements 120, as defined by the designers and others

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having input into the design, having associated product function objects 150, column 5, lines 26-27 and 55-61);

providing the first validity indication based on a determination that the change is allowed by the first organizational structure (i.e., regulatory constraints 160, as defined by the industry which are represented by associated product requirements 120, column 5, lines 39-43 and 61-65) and a defined time period when the instructions to implement the change are executable (i.e., the "as-designed" tracking thus provides a time spectrum from exploring product ideas to the complete and released-for-production product definition, column 2, lines 51-53); providing the second validity indication based on a determination that the change is allowed by the second organizational structure (i.e., product requirements 120, as defined by the designers and others having input into the design, having associated product function objects 150, column 5, lines 26-27 and 55-61), a defined time period when the instructions to implement the change are executable (i.e., the "as-designed" tracking thus provides a time spectrum from exploring product ideas to the complete and released-for-production product definition, column 2, lines 51-53), and the provision of the first validity indication (i.e., a regulatory constraint object encapsulates a constraint that is placed on the product outside the control of the designers, column 5, lines 39-41), and automatically implementing the change, at the computer, according to the first validity indication for the first organizational view, and according to the second validity indication for the second organizational view (i.e., product requirement interface allows tracking of all decisions related to the

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product requirements, column 7, lines 7-10, wherein data may be captured when a user manually enters the data via a user interface dialog (for example, when a user enters a Product Idea and associated proposed Design Alternatives, Product Requirements, and/or Product Functions using a Product Idea dialog in the application's user interface), or may be created automatically by an application (for example, attributes such as object identifiers, Creation Time or Last Modified Date may be automatically created or captured by the application at the time an article of information is captured or modified), column 8, lines 47-57).

As per claim 2, Matheson discloses defining instructions to change a plurality of different objects of the product structure (i.e., object model 100, column 5, lines 15-20).

As per claim 3, Matheson discloses at least one of the first validity indication and the second validity indication depends on a date (i.e., data may be created automatically, including creation time of last modified date, column 8, lines 47-57).

As per claim 4, Matheson discloses at least one of the first validity indication and the second validity indication is valid beginning with a first date and ending with a second date (i.e., data may be created automatically, including creation time of last modified date, column 8, lines 47-57).

As per claim 5, Matheson discloses a hierarchy of organizational structures (i.e., product structure 10b, figure 1 and column 4, lines 33-35).

As per claim 6, Matheson discloses at least one of the first validity indication and the second validity indication depends on attaining a production milestone (i.e., product requirement 120 the product must fulfill, column 5, lines 26-30).

As per claim 7, Matheson discloses at least one of the first validity indication and the second validity indication depends on implementing a different change to the product structure (i.e., requirements from many sources, e.g., marketing, customers, engineering, manufacturing, column 5, lines 26-30).

As per claim 8, Matheson discloses a previous validity indicator is associated with the change and wherein defining instructions to implement the change includes defining instructions for modifying the previous validity (i.e., innovation information management, including an engineering change, column 5, lines 9-25).

As per claim 9, Matheson discloses the change includes previous instructions for changing the product structure and wherein defining instructions to implement the change includes defining instructions for modifying the previous instructions (i.e., innovation information management, including an engineering change, column 5, lines 9-25).

As per claim 10, Matheson discloses the first validity indicator precedes the second validity indicator (i.e., each product idea may have various associated product requirements which may have associated product function objects, column 5, lines 53-61).

As per claim 11, Matheson discloses the second validity indicator is dependent upon the first validity indicator and contemporaneous with the first validity indicator

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(i.e., each product idea may have various associated product requirements which may have associated product function objects, column 5, lines 53-61).

As per claim 12, Matheson discloses storing the instructions to implement the change to the product structure, the first validity indicator, and the second validity indicator in a first database, wherein the product structure is stored in a second database, the second database being separate from the first database (i.e., separate relational database file defined for each defined interface, column 7, lines 34-50).

As per claim 13, Matheson discloses receiving a request to make a change to a product structure (i.e., innovation information management, including an engineering change, column 5, lines 9-25).

As per claim 14, Matheson discloses wherein the change order comprises the first validity indicator, the second validity indicator (i.e., innovation information management, including an engineering change, column 5, lines 9-25), and a name of a user who determined that the requested change should be implemented (i.e., user access via appropriate permissions, column 4, lines 49-55); the method further comprising determining whether the change should be implemented (i.e., decisions related to product requirements and product function, column 7, lines 5-7); and storing the change order in a first database, wherein the product structure is stored in a second database, the second database being separate from the first database (i.e., separate relational database file defined for each defined interface, column 7, lines 34-50).

Claims 15-28 are rejected based upon the same rationale as the rejections of claims 1-14, respectively, since they are the computer program product claims corresponding to the method claims.

Response to Arguments

7. In the Remarks, Applicant argues Matheson does not, however, disclose or even hint at "providing the second validity indication based on... the provision of the first validity indication" where the second validity indication is "associated with a second organizational structure having a second organizational view allowed to access a second set of data stored according to the product data structure, the second set of data being different from the first set of data" and the first validity indication is "associated with a first organizational structure having a first organizational view allowed to access a first set of data stored according to the product data structure" as recited in claim 1. The Examiner respectfully disagrees. As seen in the updated rejection above, Matheson indeed discloses Applicant's amended limitations, including the first validity indication associated with a first organizational structure having a first organizational view allowed to access a first set of data stored according to the product data structure (i.e., regulatory constraints 160, as defined by the industry which are represented by associated product requirements 120, column 5, lines 39-43 and 61-65), and the second validity indication associated with a second organizational structure having a second organizational view allowed to access a second set of data stored according to the product data structure, the

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second set of data being different from the first set of data (i.e., product requirements 120, as defined by the designers and others having input into the design, having associated product function objects 150, column 5, lines 26-27 and 55-61).

Conclusion

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andre Boyce whose telephone number is (571)272-6726. The examiner can normally be reached on 9:30-6pm M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Beth Boswell can be reached on (571) 272-6737. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Andre Boyce/
Primary Examiner, Art Unit 3623
December 11, 2010